

# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Engrossed House Bill 1001(ss) be amended to read as follows:

- 1           Page 229, between lines 32 and 33, begin a new paragraph and
- 2           insert:
- 3           "SECTION 194. [EFFECTIVE UPON PASSAGE] (a)
- 4           **Notwithstanding P.L.219-2001, SECTION 7, the appropriation**
- 5           **FOR THE FAMILY AND SOCIAL SERVICES**
- 6           **ADMINISTRATION, EARLY CHILDHOOD INTERVENTION**
- 7           **SERVICES/PROJECT SAFEPLACE, Total Operating Expense for**
- 8           **FY 2002-2003 is \$0 and not \$6,583,433.**
- 9           (b) There is appropriated to the family and social services
- 10          administration six million four hundred fifty-eight thousand four
- 11          hundred thirty-three dollars (\$6,458,433) for total operating
- 12          expense from the state general fund for early childhood
- 13          intervention services for the state fiscal year beginning July 1,
- 14          2002, and ending June 30, 2003.
- 15          (c) There is appropriated to the family and social services
- 16          administration one hundred twenty-five thousand dollars
- 17          (\$125,000) for total operating expense from the state general fund
- 18          for project safeplace for the state fiscal year beginning July 1,
- 19          2002, and ending June 30, 2003.
- 20          (d) Notwithstanding IC 4-12-1-12, IC 4-13-2-18, or any other
- 21          law or rule, the appropriation of one hundred twenty-five thousand
- 22          dollars (\$125,000) for project safeplace made in subsection (c) for
- 23          FY 2002-2003, is automatically allotted on a quarterly basis for the
- 24          state fiscal year beginning July 1, 2002, and ending June 30, 2003.
- 25          (e) Notwithstanding IC 4-12-1-12, IC 4-13-2-18, or any other
- 26          law or rule, the appropriation of one million two hundred fifty
- 27          thousand dollars (\$1,250,000) **FOR THE FAMILY AND SOCIAL**
- 28          **SERVICES ADMINISTRATION, YOUTH SERVICES BUREAU,**
- 29          **Total Operating Expense made in P.L.291-2001, SECTION 7, for**

FY 2002-2003, is automatically allotted on a quarterly basis for the state fiscal year beginning July 1, 2002, and ending June 30, 2003.

(f) Notwithstanding IC 4-12-1-12, IC 4-13-2-18, or any other law or rule, the general fund appropriation of one million dollars (\$1,000,000) FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION, DOMESTIC VIOLENCE PREVENTION AND TREATMENT PROGRAM, Total Operating Expense made in P.L.291-2001, SECTION 7, for FY 2002-2003, is automatically allotted on a quarterly basis for the state fiscal year beginning July 1, 2002, and ending June 30, 2003.

(g) It is the intent of the general assembly that the appropriations allotted in this SECTION be distributed or otherwise expended in conformity with the appropriation allotments as provided by this SECTION as soon as possible after the effective date of this SECTION. The state agency to which the money is appropriated must spend the money as appropriated without any reversion at the end of the state fiscal year. All procedures related to the allotment and distribution of the money for appropriated expenditures shall be treated as clerical functions without any statutory discretion.

(h) Notwithstanding IC 4-9.1-1-7 or any other law granting power to the state board of finance or another entity or official in the executive department of state government to transfer money among funds or between appropriations, money related to the appropriation allotments in this SECTION may not be transferred for any purpose other than the purposes described in this SECTION and may not be used for any appropriation.

(i) Notwithstanding IC 4-12-1-12, IC 4-13-2-18, or any other law, policy, practice, or rule granting allotment powers or powers to transfer, assign, or reassign appropriations to:

- (1) the budget director;
- (2) the budget agency; or
- (3) any other entity or public official in the executive department of state government;

no law authorizes the budget agency or any other entity or public official in the executive department of state government to delay or deny allotment, use, or distribution of the appropriations described in this SECTION.

(j) The appropriations described in subsections (d), (e), and (f) shall be treated as automatically allotted for the purposes of the appropriation:

- (1) on the date or occurrence of the event specified in this SECTION; or
- (2) in the absence of a specific date or event for allotment, on the effective date of this SECTION.

An appropriation automatically allotted for one (1) quarter of a state fiscal year and not fully expended in that quarter remains allotted for expenditure throughout that state fiscal year.

1       (k) Notwithstanding any law giving discretion to any official to  
2 determine when to expend or distribute money appropriated by the  
3 general assembly, the state shall expend or distribute the amount  
4 of the automatically allotted appropriation as provided in this  
5 SECTION or, in the absence of provisions in this SECTION, upon  
6 allotment.

7       (l) If there is insufficient money to make all appropriations  
8 made by the general assembly for the state fiscal year beginning  
9 July 1, 2002, and ending June 30, 2003, any adjustments in state  
10 spending necessary to make the expenditures of automatically  
11 allotted appropriations shall be made from appropriations other  
12 than the automatically allotted appropriations.

13       (m) This SECTION expires June 30, 2003."

14       Renumber all SECTIONS consecutively.

(Reference is to EHB 1001(ss) as printed June 13, 2002.)

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Senator LANANE